

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

ALVIN BALDUS, CINDY BARBERA, CARLENE
BECHEN, RONALD BIENDSEIL, RON BOONE, VERA
BOONE, ELVIRA BUMPUS, EVANJELINA
CLEEREMAN, SHEILA COCHRAN, LESLIE W.
DAVIS III, BRETT ECKSTEIN, MAXINE HOUGH,
CLARENCE JOHNSON, RICHARD KRESBACH,
RICHARD LANGE, GLADYS MANZANET,
ROCHELLE MOORE, AMY RISSEEUW, JUDY
ROBSON, GLORIA ROGERS, JEANNE SANCHEZ-
BELL, CECELIA SCHLIEPP, TRAVIS THYSSEN,

Plaintiffs,

TAMMY BALDWIN, GWENDOLYNNE MOORE
and RONALD KIND,

Intervenor-Plaintiffs,

v.

Members of the Wisconsin Government Accountability
Board, each only in his official capacity:
MICHAEL BRENNAN, DAVID DEININGER, GERALD
NICHOL, THOMAS CANE, THOMAS BARLAND, and
TIMOTHY VOCKE, and KEVIN KENNEDY, Director
and General Counsel
for the Wisconsin Government Accountability Board,

Defendants,

F. JAMES SENSENBRENNER, JR., THOMAS E. PETRI,
PAUL D. RYAN, JR., REID J. RIBBLE,
and SEAN P. DUFFY,

Intervenor-Defendants,

(caption continued on next page)

**STIPULATION TO WITHDRAW MOTIONS FILED ON JANUARY 16, 2012;
TO PRODUCE REQUESTED DISCOVERY; TO EXTEND DISCOVERY DEADLINE;
AND TO ALLOW SUPPLEMENTATION OF EXPERT REPORTS.**

Civil Action
File No. 11-CV-562

Three-judge panel
28 U.S.C. § 2284

VOCES DE LA FRONTERA, INC., RAMIRO VARA,
OLGA WARA, JOSE PEREZ, and ERICA RAMIREZ,

Plaintiffs,

v.

Case No. 11-CV-1011
JPS-DPW-RMD

Members of the Wisconsin Government Accountability
Board, each only in his official capacity:
MICHAEL BRENNAN, DAVID DEININGER, GERALD
NICHOL, THOMAS CANE, THOMAS BARLAND, and
TIMOTHY VOCKE, and KEVIN KENNEDY, Director
and General Counsel for the Wisconsin Government
Accountability Board,

Defendants.

The parties in this matter, by their undersigned counsel, hereby stipulate and agree to the entry of an order without further proceedings memorializing their agreement to withdraw, without prejudice, motions filed on January 16, 2012.

WHEREAS, the plaintiffs served the defendants with a Second Set of Interrogatories and Second Request for Production of Documents on January 12, 2012, whereby the plaintiffs sought discovery of unproduced documents in the defendants' possession involving the implementation of 2011 Wisconsin Act 43 and 44;

WHEREAS, the plaintiffs and defendants met and conferred about these discovery requests by telephone conference on January 16, 2012;

WHEREAS, the defendants explained to the plaintiffs that they believed the discovery requests were both unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence, and stated their intention to move for a protective order if the requests were not withdrawn;

WHEREAS, the plaintiffs declined to withdraw the discovery requests because they considered the requested evidence to be directly relevant to claims asserted in this litigation;

WHEREAS, the defendants moved on January 16, 2012 for an order protecting them from the undue burden and expense of producing certain documents in the defendants' possession involving the implementation of 2011 Wisconsin Act 43 and 44;

WHEREAS, the plaintiffs filed a motion for emergency hearing and order to show cause on January 16, 2012, based on the defendants' alleged failure to disclose information and documents related to the implementation of 2011 Wisconsin Acts 43 and 44;

WHEREAS, the parties seek to reach an expeditious resolution of this discovery dispute without intervention of the Court;

WHEREAS, the parties discussed a proposed resolution of their discovery dispute, which generally would include further discussions between the parties to define the scope of the materials sought by the plaintiffs; the defendants' production of those materials as well as the designation of a witness, for deposition, with knowledge of the relevant issues; the parties' withdrawal of their respective motions; an extension of the discovery deadline beyond February 6, 2012 to allow for discovery of the materials sought by the plaintiffs; an extension of the expert witness disclosure deadline to allow for the supplementation of expert opinions with respect to the implementation issues; and an extension of the deadline for amendments to the pleadings to allow the plaintiffs an opportunity to amend their complaint based on newly discovered materials relating to the implementation of 2011 Wisconsin Acts 43 and 44.

NOW, THEREFORE, IT IS HEREBY AGREED that:

1. The defendants hereby withdraw their motion for protective order (Dkt. 107);
2. The plaintiffs hereby withdraw their motion for emergency hearing and order to show cause (Dkt. 112);

3. The defendants will respond to the plaintiffs' second set of discovery requests and produce the discovery defined in the last whereas clause with all due dispatch, but no later than February 6, 2012.

4. The deadline for the completion of discovery with respect to the implementation of 2011 Wisconsin Acts 43 and 44 is extended beyond February 6, 2012, if necessary, and shall be completed within seven calendar days following the defendants' production of the requested discovery, but no sooner than February 6.

5. No later than seven calendar days following defendants' production of the requested discovery, expert reports may be supplemented to address newly discovered materials produced by the defendants relating to the implementation of 2011 Wisconsin Acts 43 and 44.

6. No later than seven calendar days following the defendants' production of the requested discovery, plaintiffs may amend their complaint based on newly discovered materials relating to the implementation of 2011 Wisconsin Acts 43 and 44.

Dated: January 19, 2012.

Dated: January 19, 2012.

GODFREY & KAHN, S.C.

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Dated: January 19, 2012.

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